



Physical Therapy Board of California

STATE AND CONSUMER SERVICES AGENCY - GOVERNOR EDMUND G. BROWN JR.

Physical Therapy Board of California

Consumer Protection Services Program

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CITATION #10-11-0448

Guillermo Escalante, PTA
9737 Shaded Wood Ct.
Alta Loma, CA 91701

CASE # 1D 2010 68365

CITATION

Information obtained by the Physical Therapy Board of California (PTBC) has determined that actions taken by you have violated sections of the law regulating the practice of physical therapy.

A citation is hereby issued to you in accordance with Section 125.9 of the Business and Professions Code for the violations described below.

FIRST CAUSE OF CITATION

Business and Professions Code Section 480 (a)(1)

480. (a) A board may deny a license regulated by this code on the grounds that the applicant has one of the following:

(1) Been convicted of a crime. A conviction within the meaning of this section means a plea or verdict of guilty or a conviction following a plea of nolo contendere. Any action that a board is permitted to take following the establishment of a conviction may be taken when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under the provisions of Section 1203.4 of the Penal Code.

AND

Business and Professions Code Section 2661

2661. A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge of a felony or of any offense which substantially relates to the qualifications, functions, or duties of a physical therapist is deemed to be a conviction within the meaning of this article. The board may order the license suspended or revoked, or may decline to issue a license, when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under Section 1203.4 of the Penal Code allowing that person to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or indictment.

You are subject to a citation and fine under Sections 480 (a)(1) and 2661 of the Business and Professions Code in that on or about January 6, 2011 you plead Nolo Contendere to

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a misdemeanor violation of California Penal Code Section 415 – Disturbing the Peace in the Superior Court of California, County of San Bernardino, case number MWV1000433. The facts of the case are as follows. You were originally charged with California Penal Code Section 273.5(a) – Inflict Corporal Injury on Spouse/Cohabitant. Due to a plea bargain agreement filed January 6, 2011, the original charge was dismissed, and PC 415 was added as Count 2. Judgment was ordered withheld, and you were placed on conditional and revocable release for 3 years with terms and conditions, ordered to complete a 52-week Domestic Violence Batterers' Program, serve 30 days in jail, which order was imposed and stayed pending successful completion of probation, comply with all Protective Orders obtained by the victim, and pay restitution and fines.

SECOND CAUSE FOR CITATION

Business and Professions Code Section 2660(d)

Conviction of a crime which is substantially related to the qualifications, functions, or duties of a physical therapist. The record of conviction or a certified copy thereof shall be considered conclusive evidence of that conviction.

You are subject to a citation and fine under Section 2660 (d) of the of the Business and Professions Code in that on or about January 6, 2011, you were convicted of a misdemeanor violation of California Penal Code Section 415 – Disturbing the Peace in the Superior Court of California, County of San Bernardino, case number MWV1000433.

ORDER

Further, **you are ordered to pay a fine of \$450.00** to the Physical Therapy Board of California within thirty (30) days of the date of issuance of the citation or assessment.

If you wish to contest the Informal Conference Decision, you may, within thirty (30) days of the date of issuance of this citation or assessment, request a formal administrative hearing before an administrative law judge under the Administrative Procedure Act.

FAILURE TO RETURN THE REQUEST FOR AN ADMINISTRATIVE HEARING WITHIN THE TIME INDICATED WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO ADMINISTRATIVELY CONTEST OR APPEAL THIS CITATION.

Administrative Fine

\$450.00

May 13, 2011
Date


STEVEN K. HARTZELL
Executive Officer